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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/687,226	10/15/2003	Gregory B. Hale	58085-010203	8102
46560 7590 01/12/2012 THE WALT DISNEY COMPANY C/O GREENBERG TRAURIG LLP The Tabor Center, 1200 17th Street Suite 2400 Denver, CO 80202			EXAMINER HAIDER, FAWAAD	
			ART UNIT	PAPER NUMBER
			3627	
			NOTIFICATION DATE	DELIVERY MODE
			01/12/2012	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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THE WALT DISNEY COMPANY
C/O GREENBERG TRAURIG LLP
The Tabor Center, 1200 17th Street
Suite 2400
Denver, CO 80202

In re Application of Hale, Gregory B. :
Appl. No.:10/687,226 : **RESPONSE TO PETITION**
Filed: October 15, 2003 : **TO EXPUNGE FILED**
For: **MANAGEMENT OF THE FLOW OF PERSONS** : **UNDER 37 CFR 1.59(b)**
IN RELATION TO CENTERS OF CROWD :
CONCENTRATION VIA TELEVISION CONTROL :

This is a decision on the petition under 37 CFR 1.59(b), filed March 16, 2006, to expunge information from the above identified application.

The petition is dismissed.

Petitioner requests that i) Letter dated 01-05-1991, 4 pages (included in Envelope A), and ii) Letter dated 01-30-1991, 2 pages (included in Envelope A) filed March 16, 2006, be expunged from the record.

A petition under 37 CFR 1.59(b) must contain:


- (A) a clear identification of the information to be expunged without disclosure of the details thereof;
- (B) a clear statement that the information to be expunged is trade secret material, proprietary material, and/or subject to a protective order, and that the information has not been otherwise made public;
- (C) a commitment on the part of the petitioner to retain such information for the period of any patent with regard to which such information is submitted;
- (D) a statement that the petition to expunge is being submitted by, or on behalf of, the party in interest who originally submitted the information;
- (E) the fee as set forth in 37 CFR 1.17(g) for a petition under 37 CFR 1.59(b).

Additionally, a petition to expunge information under 37 CFR 1.59(b) will only be granted if the information has been deemed to not be material to patentability. If the information is found to be material to patentability, any petition to expunge the information will be denied.

A review of the record shows that applicant's petition was filed at the time the information was submitted and meets criteria (A), (C), (D), and (E) of the above requirements. However, the Petitioner has failed to meet criteria (B) of these requirements because the petition fails to clearly state that the information has not been otherwise made public. Instead, the petition states that the information "has not been otherwise made public once received" (emphasis added) which fails to clearly state that the information has not been otherwise made public.

Additionally, the information sought to be expunged from the record has been deemed to be material to patentability, which is defined as any information which the examiner considers as being important to determination of patentability of the claims.

Any questions or comments with respect to this decision should be directed to Supervisory Patent Examiner F. Ryan Zeender at (571) 272-6790.



Wynn Coggins, Director
Patent Technology Center 3600
(571) 272-5350

WC/FZ: 12/23/2011

LM